

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition –PJP –GADWAL -Mahabubnagar District – Kothakota (M) –Ramanpad (V)- O.P.Nos.55/95, 56/95 and 59/95 – Sanction of decretal charges of **Rs.9,41,162/-** - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 252

DATE:08 .04.2009

Read:

From the Spl.Collector, Bheema Project, Mahabubnagar Lr.Rc.A4.491/05,  
Dated:30.08.2008.

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O R D E R:

The Special Collector, Land Acquisition, Bheema Project, Mahabubnagar District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.Nos.55/95, 56/95 and 59/95 pertaining to Ramanpad (V) Kothakota (M) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the dry lands in Sy.No.110/2 etc for an extent of 12.9 gts of Ramanpad (V) by fixing the market value @Rs.10,000/- per acre through Award No.14/90 dt:10.08.1990 for submergence of Okkasethy Vagu. The awardees have filed their petitions U/s.18 of the L.A.Act. The Sr.Civil Judge, Wanaparthy had delivered the judgment on 26.07.2001 by enhancing the market value from Rs.10,000/- to Rs.22,200/- per acre. Aggrieved with the market value enhanced by the Lower Court, the SDC, LA, PJP, Gadwal has filed appeal before the Hon'ble H.C of A.P, Hyderabad against the judgment of the Sr.Civil Judge, Wanaparthy. The High Court of A.P, Hyderabad has granted stay orders on condition to pay 50% of decretal amount. Accordingly an amount of Rs.4,25,788/- was sanctioned deposited the same in the Sr.Civil Judge Court, Wannaparthy in respect of O.P.No.55/95 & 59/95. The Hon'ble H.C has disposed appeals filed by the SDC, LA, PJP, Gadwal by confirming the judgments of Lower Court. The Special Officer, Advocate-on-Records, Supreme Court of India, New Delhi while sending certified copy of Hon'ble Supreme Court order dt:14.12.2007 in CC No.12096-12098/07 against the orders of Hon'ble Supreme Court. According to which the SLP are dismissed.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.9,41,162/- (Rupees Nine lakhs forty one thousand one hundred and sixty two only)** in respect of O.P.Nos.55/95, 56/95 & 59/95 pertaining to Ramanpad (V) Kothakota (M) of Mahabubnagar District subject to verification whether the reference under section.18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution

P.T.O.

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petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

3) The expenditure sanctioned in para (2) above shall be debitable to following Head of Account under "4701- SMJH – 01 – Major Irrigation – M.H.122– Jurala Project G.H.11- NSP-SH (26) – Dams and Appurtenat works - 530 - Major works -532 Lands (charged). In case, the available budget provision is not sufficient to meet the proposal requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1150/F2(2)/2009-1, dated 30.03.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, Bheema Project, Mahabubnagar.

The Chief Engineer, I&CAD, MBNR,Jalsouda, Erramanzil, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.3214/LA.III(A2)/2009

SF/SCs.

// FORWARDED :: BY ORDER//

SECTION OFFICER